BILL NO. Z-77-05-10

ZONING MAP ORDINANCE NO. Z-24-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. D-3.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B 3 B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof; and the symbols of the City of Fort Wayne Zoning Map No. D-3, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots 13, 14 and 15 of White's First Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof,

and

Lots 16 and 17 of White's First Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Vivian A. Schmidt
Councilman

APPROVED AS TO FORM
AND LEGALITY,

CITY ATTORNEY

Read the first time in full and on motion by U. Schmidt seconded by Hinga, and duly adopted, read the second time by title and referred to the Committee on Regulations and the City Plan Commission for recommendation) and ~~Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on~~ _____, the _____ day of _____, 19__, at _____ o'clock _____ M., E.S.T.

DATE: 5-10-77

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by U. Schmidt, seconded by Hinga, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	9	0			
BURNS	✓				
HINGA	✓				
HUNTER	✓				
MOSES	✓				
NUCKOLS	✓				
SCHMIDT, D.	✓				
SCHMIDT, V.	✓				
STIER	✓				
TALARICO	✓				

DATE: 10-11-77

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION) ordinance (RESOLUTION) No. 3-24-77 on the 11th day of October, 19 77.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

John Nuckols
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of October, 19 77 at the hour of 12:30 o'clock P. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 13th day of October, 19 77, at the hour of 11:00 o'clock A. M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on May 10, 1977, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-77-05-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on June 20, 1977;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall city plan.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held June 27, 1977.

Certified and signed this
12th day of September, 1977.

Joseph N. Adair

Joseph N. Adair
Secretary

Bill No. Z-77-05-10

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. D-3

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

VIVIAN G. SCHMIDT - CHAIRMAN

WINFIELD C. MOSES, JR. - VICE CHAIRMAN

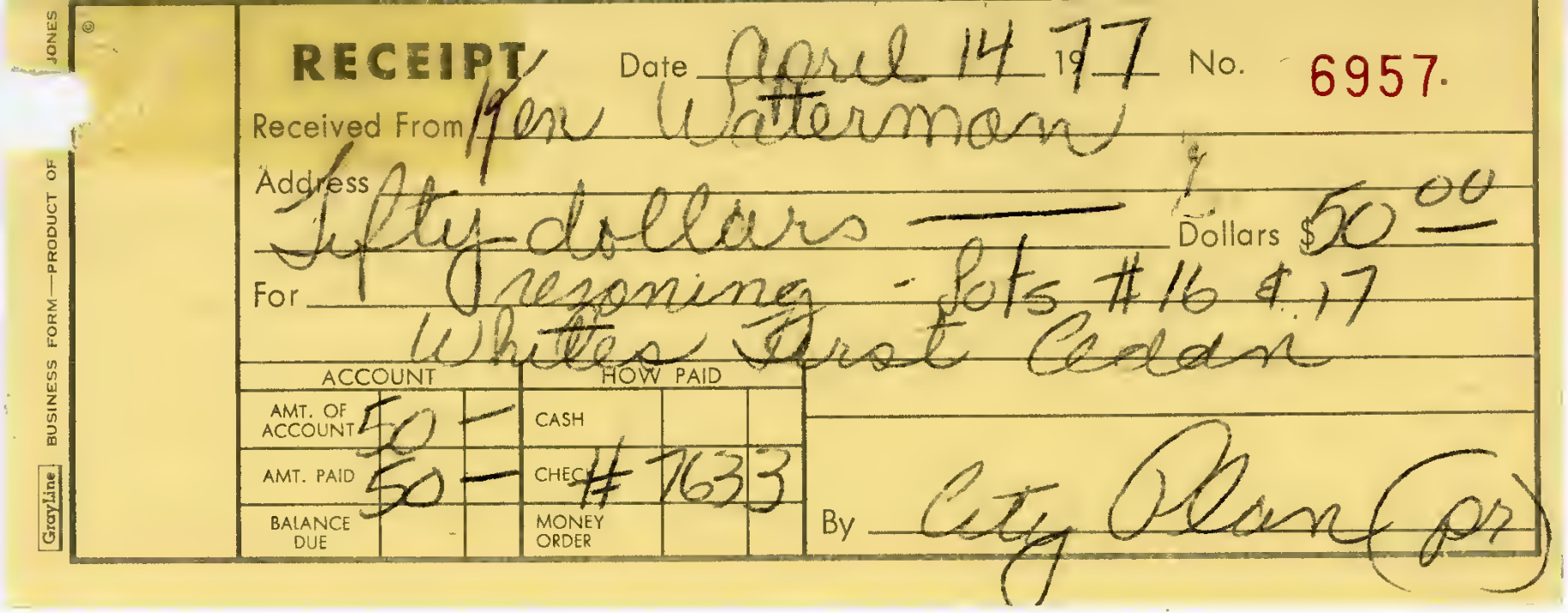
WILLIAM T. HINGA

DONALD SCHMIDT

SAMUEL J. TALARICO

DATE 5-11-77 CONCURRED IN

CHARLES W. WESTERMAN, CITY CLERK



RECEIPT Date April 14 19 77 No. 6957.

Received From Ben Watterman

Address

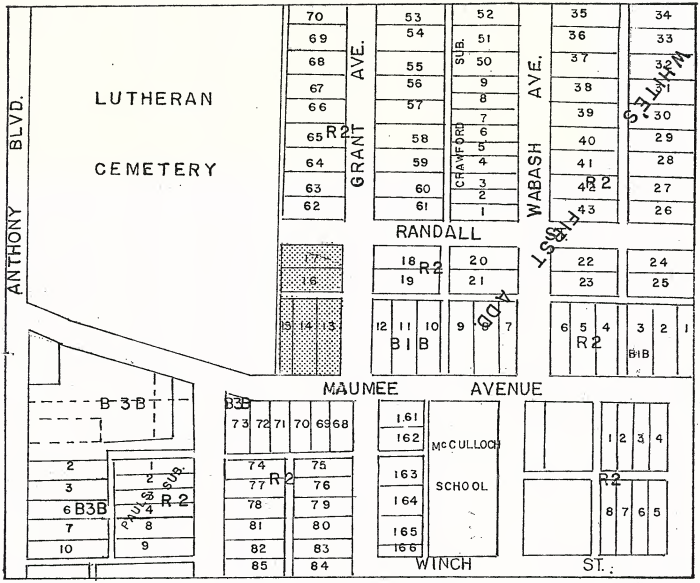
Fifty dollars — Dollars $ 50 00

For Rezoning - Lots #16 & 17 Whitten Crest Cedar

ACCOUNT			HOW PAID		
AMT. OF ACCOUNT	50	—	CASH		
AMT. PAID	50	—	CHECK	# 7633	
BALANCE DUE			MONEY ORDER		

By City Clerk (pr)

Graphic Line BUSINESS FORM—PRODUCT OF JONES



REZONE FIVE LOTS

2 - R2 TO B3B
3 - B1B TO B3B

N

MAP NO. D-3

Z-77-05-10

PETITION FOR ZONING ORDINANCE AMENDMENT

Receipt No. _____

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use _____

I/We J. Steven Koester
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an ~~R-T~~ district to a/an B3B district the property described as follows: B1B & R2

Lots 13, 14, and 15 of White's First Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof.

and

Lots 16 and 17 of White's First Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof.

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address)	(Signature)
J. Steven Koester	1919 Maumee Avenue Fort Wayne, Indiana 46803	J. Steven Koester

Legal Description Checked By: _____
(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

Kenneth M. Waterman (Name) — 200 Strauss Building (Address) — (219) 422-7521 (Telephone Number)
PARKER, HOOVER, KELLER & WATERMAN — Fort Wayne, Indiana 46802

CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE, INDIANA, 46802 Telephone Number: 423-7571

Number assigned by Bill Salin's office: # 3611 Admn. Appr.

DIGEST SHEET

TITLE OF ORDINANCE Zoning Map Amendment Ordinance Z-77-05-10

DEPARTMENT REQUESTING ORDINANCE CITY PLAN COMMISSION

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of the following described property: Lots # 13, 14 and 15 of White's First Addition, and Lots # 16 and # 17 of White's First Addition, generally described as follows: Bounded on the South by Maumee Avenue, on the north by Randall Street, on the east by Grant Avenue and on the west by the Lutheran Cemetery.

From "R2" and "B1B" to "B3B"

EFFECT OF PASSAGE Lots # 13, 14 and 15 are presently zoned "B1B" - Limited Business. Lots # 16 and # 17 are presently zoned "R2" - Two Family Residential. Petitioners are requesting a "B3B" District - General Business.

EFFECT OF NON-PASSAGE Property would remain present zoning.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.)

THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

October 14, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of October 18 and October 25, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. Z-77-05-10
Zoning Map Ord. Z-24-77

Bill No. Z-77-08-13
Zoning Map Ord. Z-25-77

Bill No. Z-77-08-14
Zoning Map Ord. Z-26-77

Bill No. Z-77-08-16 (without attached covenants)
Zoning Map Ord. Z-27-77

Bill No. Z-77-08-17
Zoning Map Ord. Z-28-77

Bill No. Z-77-08-33
Zoning Map Ord. Z-29-77

Bill No. G-77-09-08
General Ord. G-38-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Sincerely,

Charles W. Westerman

Charles W. Westerman
City Clerk

CWW/ne
ENCL; 7

© F.W.B.C. 197

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display	Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	
Head	number of lines	
Body	number of lines	85
Tail	number of lines	1
	Total number of lines in notice	86

COMPUTATION OF CHARGES

86 lines, 1 columns wide equals 86 equivalent lines at .2594 cents per line	$ 22.27
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	
Charge for extra proofs of publication (50 cents for each proof in excess of two)	1.50
TOTAL AMOUNT OF CLAIM	23.77

Notice is hereby given that on the 11th day of October 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Z-24-77 BILL NO. Z-77-05-10 Zoning Map Ordinance, to-wit:

BILL NO. Z-77-05-10
ZONING MAP ORDINANCE NO. Z-24-77

AN E amending the City of Fort Wayne Zoning Map No. D-3

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B 3 B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereof, and the symbols of the City of Fort Wayne Zoning Map No. D-3 referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to-wit:

Lots 13, 14 and 15 of White's First Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof.

and

Lots 16 and 17 of White's First Addition to the City of Fort Wayne, Allen County, Indiana, according to the recorded plat thereof.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Vivian G. Schmidt, Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes, Nine: Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico
Nays: None
Date: 10-11-77

Charles W. Westerman City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-24-77 on the 11th day of October, 1977.

ATTEST: (SEAL)
Charles W. Westerman, City Clerk
John Nuckols, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of October, 1977, at the hour of 12:30 o'clock P.M. E.S.T.

Charles W. Westerman, City Clerk

Approved and signed by me this 13th day of October, 1977, at the hour of 11:00 o'clock A.M., E.S.T.

Robert E. Armstrong, Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-24-77 passed by the Common Council, on the 11th day of October, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of October, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of October, 1977.

Charles W. Westerman, City Clerk

10—19-25

APUTING COST

9.9
th of single column 14 ems

ber of insertions 2

Size of type 5½ point

Size of quad upon which type is cast 5½

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just no part of the same has been paid.

V. E. Gerken

Title CLERK

or 25, 19 77

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city } of FORT WAYNE, INDIANA
town }

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

10/18-25/77

V. E. Gerken

Subscribed and sworn to before me this 25th day of October 19 77

Notary Public

My commission expires September 28, 1979

ACH COPY OF
RTISEMENT HERE

Form Prescribed by State Board of Accounts

Common Council of Fort Wayne
(Governmental Unit)

Allen County, Ind.

To THE NEWS-SENTINEL Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Charge for extra proofs of publication (50 cents for each proof in excess of two)	1.50
TOTAL AMOUNT OF CLAIM	23.77 $ ~~1X177X~~

DATA FOR COMPUTING COST

Width of single column 11 ems 9.9

Size of type 5½ point

Number of insertions 2

Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

V.E. Gerken

Date October 25, 19 77 Title CLERK

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State of Indiana
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. GERKEN who, being duly sworn, says that she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city / town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

10/18-25/77

V.E. Gerken

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Notary Public

My commission expires September 28, 1979

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...ed that said Ordinance was duly signed and approved by the Mayor on the 13th day of October, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of October, 1977.

Charles W. Westerman, City Clerk

10—18-25

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne (Governmental Unit)

Allen County, Ind.

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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Charge for extra proofs of publication (50 cents for each proof in excess of two) — 1.50

TOTAL AMOUNT OF CLAIM — $ 23.77

Notice is hereby given that on the 11th day of October 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Z-24-77 BILL NO. Z-77-05-10 Zoning Map Ordinance, to-wit:

BILL NO. Z-77-05-10

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and

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SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, and legal publication thereof.

Vivian G. Schmidt, Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes, Nine: Burns, Hinga, Hunter, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier, Talarico

Nays: None

Date: 10-11-77

Charles W. Westerman City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-24-77 on the 11th day of October, 1977.

ATTEST: (SEAL)

Charles W. Westerman, City Clerk

John Nuckols, Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of October, 1977, at the hour of 12:30 o'clock P.M. E.S.T.

Charles W. Westerman, City Clerk

Approved and signed by me this 13th day of October, 1977, at the hour of 11:00 o'clock A.M., E.S.T.

Robert E. Armstrong, Mayor

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-24-77 passed by the Common Council on the 11th day of October, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 13th day of October, 1977 and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of October, 1977.

Charles W. Westerman, City Clerk

10-18-25

PUTING COST

of single column 8 9 ems — Size of type 5½ point

er of insertions 2 — Size of quad upon which type is cast 5½

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hat the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just o part of the same has been paid.

Arvilla Dewald

Title CLERK

25, 19 77

ACH COPY OF TISEMENT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city } of FORT WAYNE, INDIANA
town }

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10/18-25/77

Arvilla Dewald

Subscribed and sworn to before me this 25th day of October 19 77

Notary Public

My commission expires September 28, 1979

Form Prescribed by State Board of Accounts — General Form No. 99 P (Rev. 1967)

Common Council of Fort Wayne (Governmental Unit) — To JOURNAL-GAZETTE Dr.

Allen County, Ind. — FORT WAYNE, INDIANA

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TOTAL AMOUNT OF CLAIM — $ 23.77

DATA FOR COMPUTING COST

Width of single column 8 9/12 ems — Size of type 5½ point

Number of insertions 2 — Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date October 25, 19 77 — Title CLERK

...CH COPY OF
...ISEMENT HERE

CALL DALE HAGAN
482-1511
Sales & Management Careers
A Licensed Employment Agency
SELLING & SELLING
CAREER STARTER
Job management training program with people oriented food service or gasoline retailers. We're expanding and promoting rapid advancement are quick. Salary to $12,000. Call Chet Durbin. Start $8,130.00. Call Chet Durbin, 424-6316.
A licensed employment agency
SELLING & SELLING
Zimmerman 424-6316
CAREER STARTER - CARPENTER
FOREMAN — Rough framing & trim work. Year around work. Call 484-3515. After 6 p.m.
CARPENTER — Experienced
To do kitchen cabinets installations on a subcontract basis. Very good pay. Must be experienced, licensed and insured. Call between 9-5:30. 637-3902.
CABINET INSTALLER
Can use part time drivers. Particularly weekends, night or day. All benefits for full time drivers. Apply Schlatter Cab Company, 2702 Goshen Rd.

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
ALLEN County }

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city / town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

10/18-25/77

Arvilla DeWald

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Notary Public

My commission expires September 28, 1979

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WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of October, 1977.

Charles W. Westerman, City Clerk

10—18-25